

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON STATE ADMINISTRATION

**Call to Order:** Chair Forrest Mandeville, on February 10, 2017 at 9:00 A.M., in Room 455 Capitol

#### ROLL CALL

**Members Present:**

Rep. Forrest Mandeville, Chair (R)  
Rep. Bryce Bennett, Vice Chair (D)  
Rep. Wendy McKamey, Vice Chair (R)  
Rep. Jacob Bachmeier (D)  
Rep. Geraldine Custer (R)  
Rep. John Fleming (D)  
Rep. Frank Garner (R)  
Rep. Edward Greef (R)  
Rep. Denise Hayman (D)  
Rep. Jessica Karjala (D)  
Rep. Dennis R. Lenz (R)  
Rep. Walt Sales (R)  
Rep. Ray L. Shaw (R)  
Rep. Derek Skees (R)  
Rep. Scott Staffanson (R)  
Rep. Kathy Swanson (D)  
Rep. Susan Webber (D)

**Members Excused:**

Rep. A. Knudsen (R)  
Rep. Price (D)  
Rep. Webb (R)

**Members Absent:** None

**Staff Present:** Joanne Kauzlarich, Committee Secretary  
Sheri Scurr, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 383, 2/3/2017

Executive Action: HB 86, HB 283, HB 287, HB 322, HB 341

**HEARING ON HB 383**

**Opening Statement by Sponsor:**

00:02:01 Rep. Geraldine Custer (R), HD 39, opened the hearing on HB 383, Provide actuarial required funding for Sheriff's Retirement System.

**EXHIBIT(sth30a01)**

**Proponents' Testimony:**

00:06:49 Sheriff Allen Fulton, Rosebud County Sheriff Department; Montana Sheriffs and Peace Officers Association (MSPOA)

00:11:14 Sheryl Wood, Montana Association of Counties (MACo)

**EXHIBIT(sth30a02)**

00:18:11 Harold Blattie, Montana Association of Counties (MACo)

**EXHIBIT(sth30a03)**

00:21:56 Dore Schwinden, Montana Public Employees Retirement Administration (MPERA)

00:22:40 Sheriff Clay Lammers, Garfield County Sheriff Department

00:24:12 Joshua Jonas, Self

00:25:26 Rep. A. Knudsen joined the meeting

00:26:07 Caleb Greenfield, Yellowstone County Sheriff's Office

00:27:29 Tom Schneider, Montana Public Employees Retirement Administration (MPERA)

00:29:10 Marvin Weber, Self

00:31:06 Mike O'Connor, Association of Montana Retired Public Employees (AMRPE)

00:32:10 Jerry Williams, Montana Police Protection Association (MPPA)

00:33:04 Sheriff Leo Dutton, Lewis and Clark County Sheriff Department

00:35:32 Jessie Luther, Montana Sheriff's and Peace Officer Association (MPPA)

**Opponents' Testimony:** None

**Informational Witnesses:** None

**Questions from the Committee:**

00:36:28 Rep. Garner

00:37:28 Jessie Luther, MPPA

00:39:35 Rep. Garner

00:39:53 Jessie Luther, MPPA

00:40:09 Rep. Bennett

00:40:27 Rep. Custer

00:40:47 Rep. Skees

00:41:09 Harold Blattie, MACo

00:42:39 Rep. Skees

00:42:50 Harold Blattie, MACo

00:43:25 Rep. Skees

00:43:37 Harold Blattie, MACo

00:44:25 Rep. Lenz

00:44:51 Harold Blattie, MACo

00:45:15 Rep, Lenz  
00:45:43 Jessie Luther, MPPA

**Closing by Sponsor:**

00:47:13 Rep. Custer

**EXECUTIVE ACTION ON HB 86**

00:58:18 **Motion:** Rep. Swanson moved that **HB 86 DO PASS.**

00:58:24 **Motion:** Rep. McKamey moved that **HB 86 BE AMENDED.**

**EXHIBIT**(sth30a04)

**Discussion:**

00:59:03 Chair Mandeville

00:59:42 Rep. Swanson

00:59:59 **Vote:** Motion carried unanimously by voice vote. Rep. A. Knudsen, Rep. Price and Rep. P. Webb voted by proxy.

01:00:26 **Motion:** Rep. Swanson moved that **HB 86 DO PASS AS AMENDED.**

**Discussion:**

01:00:42 Rep. Bachmeier

01:01:43 Rep. Webber

01:01:52 Rep. Webb joined meeting

01:02:14 Rep. Skees

01:03:17 Rep. Garner

01:04:19 Chair Mandeville

01:04:35 Rep. Shaw

01:05:37 Rep. Bachmeier

01:06:12 Rep. Swanson

01:06:58 Rep. Custer

01:08:25 Rep. Fleming

01:09:11 Rep. Webb

01:09:17 Chair Mandeville

01:09:39 Rep. Swanson

01:09:43 Chair Mandeville

01:09:57 Rep. Webb

01:10:14 Rep. Swanson

01:10:23 Rep. Bennett

01:10:51 Chair Mandeville

01:11:40 **Vote:** Motion carried 13-7 by roll call vote with Rep. Greef, Rep. A. Knudsen, Rep. Lenz, Rep. Mandeville, Rep. Skees, Rep. Staffanson and Rep. P. Webb voting no. Rep. Price voted by proxy.

**EXECUTIVE ACTION ON HB 283**

01:13:41 **Motion:** Rep. McKamey moved that **HB 283 DO PASS.**

01:13:51 **Motion:** Rep. Staffanson moved that **HB 283 BE AMENDED.**  
**EXHIBIT**(sth30a05)

**Discussion:**

01:14:34 Chair Mandeville

01:14:41 Rep. Staffanson

01:15:10 Chair Mandeville

01:15:29 **Vote:** Motion carried 17-3 by roll call vote with Rep. Fleming, Rep. Hayman and Rep. Price voting no. Rep. Price voted by proxy.

01:16:52 **Motion:** Rep. McKamey moved that **HB 283 DO PASS AS AMENDED.**

**Discussion:**

01:17:04 Rep. Garner

01:18:00 **Vote:** Motion carried 18-2 by roll call vote with Rep. Hayman and Rep. Price voting no. Rep. Price voted by proxy.

**EXECUTIVE ACTION ON HB 287**

01:19:33 **Motion:** Rep. Bennett moved that **HB 287 DO PASS.**

**Discussion:**

01:19:50 Chair Mandeville

01:20:28 **Vote:** Motion carried 16-4 by roll call vote with Rep. A. Knudsen, Rep. Lenz, Rep. Skees, and Rep. P. Webb voting no. Rep. Price voted by proxy.

**EXECUTIVE ACTION ON HB 322**

01:22:03 **Motion:** Rep. McKamey moved that **HB 322 DO PASS.**

**Discussion:**

01:22:17 Rep. Garner

01:23:21 Rep. Bennett

01:25:29 Rep. McKamey

01:26:17 Rep. Greef

01:27:28 Rep. Karjala

01:28:54 Rep. Fleming

01:29:32 Rep. Webber

01:31:45 Rep. Bachmeier

01:33:17 Rep. A. Knudsen

01:33:31 Rep. Skees

01:35:41 Rep. Custer

01:36:52 Rep. Swanson

01:37:29 **Vote:** Motion failed 10-10 by roll call vote with Rep. Bachmeier, Rep. Bennett, Rep. Custer, Rep. Fleming, Rep. Hayman, Rep. Karjala, Rep. Price, Rep. Staffanson, Rep. Swanson and Rep. Webber voting aye. Rep. Price voted by proxy.

01:39:19 **Motion/Vote:** Rep. Garner moved that **HB 322 BE TABLED**. Motion carried 12-8 by voice vote with Rep. Bachmeier, Rep. Bennett, Rep. Fleming, Rep. Hayman, Rep. Karjala, Rep. Price, Rep. Swanson and Rep. Webber voting no. Rep. Price voted by proxy.

01:40:56 Rep. Webb

**EXECUTIVE ACTION ON HB 341**

01:41:16 **Motion:** Rep. McKamey moved that **HB 341 DO PASS**.

01:41:24 **Motion:** Rep. Bennett moved that **HB 341 BE AMENDED**.  
[EXHIBIT\(sth30a06\)](#)

**Discussion:**

01:42:09 Rep. Bennett

01:43:01 Sheri Scurr, Legislative Services Division, LSD

01:43:14 Chair Mandeville

01:44:23 **Vote:** Motion carried unanimously by voice vote. Rep. Price voted by proxy.

01:44:49 **Motion:** Rep. McKamey moved that **HB 341 DO PASS AS AMENDED**.

**Discussion:**

01:44:58 Rep. Hayman

01:45:51 Rep. Custer

01:46:16 Sheri Scurr, LSD

01:46:49 Rep. Skees

01:47:39 Chair Mandeville

01:48:30 Rep. Fleming

01:48:50 Chair Mandeville

01:49:02 Sheri Scurr, LSD

01:49:19 Rep. Webb

01:49:42 Chair Mandeville

01:49:45 Rep. Webb

01:50:23 Sheri Scurr, LSD

01:50:40 Rep. Webb

01:50:48 **Substitute Motion/Vote:** Rep. McKamey made a substitute motion that **HB 341 BE TABLED**. Substitute Motion carried unanimously by voice vote. Rep. Price voted by proxy.

**ADJOURNMENT**

Adjournment: 01:51:13

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Joanne Kauzlarich, Secretary

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Additional Documents:

**EXHIBIT([sth30aad.pdf](#))**